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JUDGE SCHEINDLIN

U.S. Department of Justice

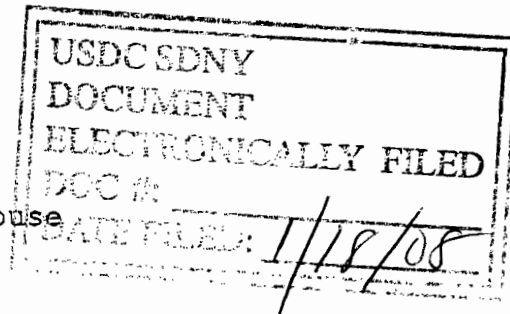
United States Attorney  
Southern District of New York

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

January 18, 2008

**BY FACSIMILE**

The Honorable Shira A. Scheindlin  
United States District Judge  
Southern District of New York  
Daniel Patrick Moynihan U.S. Courthouse  
500 Pearl Street, Room 1620  
New York, New York 10007



Re: United States v. Efrain Fuentes  
07 Cr. 796 (SAS)

Dear Judge Scheindlin:

A pre-trial status conference in this case is scheduled for Tuesday, January 22, 2008, at 4:30 p.m. The parties are involved in discussions about a possible disposition, but there will not be a disposition before the January 22, 2008 conference date. Over the past month, the parties have continued to have discussions and exchange materials and information, and have agreed that these discussions will continue. Therefore, the parties jointly request that the conference scheduled for January 22, 2008, be adjourned to a date the week of February 19, 2008, to allow the parties to continue to work towards a disposition. In the mean time, the parties anticipate scheduling a disposition hearing with the Magistrate Judge.

If the Court grants this request, then the Government respectfully requests that the Court exclude time from today, until the date set by the Court, pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(8)(A). The ends of justice served by such continuance outweigh the interest of the public and the defendant in a speedy trial because the continuance will allow the defendant time to review discovery, and have any appropriate discussions regarding a possible

Hon. Shira A. Scheindlin  
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disposition of this case. Counsel for defendant consents to this request for the exclusion of time.

Respectfully submitted,

MICHAEL J. GARCIA  
United States Attorney

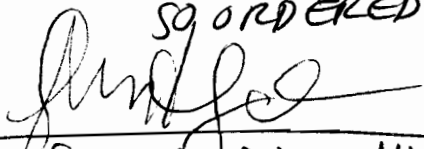
By: 

Todd Blanche  
Assistant U.S. Attorney  
(212) 637-2494  
(212) 637-2290 (facsimile)

cc: John M. Rodriguez, Esq.  
Attorney for Defendant  
(by facsimile)

*The parties' request is granted.  
The conference previously scheduled  
for Jan. 22, 2008 is adjourned  
to Feb. 22, 2008, at 4:30 p.m.  
Time is excluded until Feb. 22,  
2008 for purposes of the  
Speedy Trial Act.*

Date: Jan. 18, 2008

*SO ORDERED:*  
  
Shira A. Scheindlin, USDJ